UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYVLANIA

WILSON P. RICHARD,

:CIVIL ACTION NO. 3:18-CV-559

Plaintiff,

:(JUDGE MARIANI)

٧.

:(Magistrate Judge Carlson)

FINANCE of AMERICA MORTGAGES, LLC, formerly known as GATEWAY FUNDING DIVERSIFIED MORTGAGE SERVICES, LP, et al.,

Defendants.

<u>ORDER</u>

AND NOW, THIS ______ DAY OF AUGUST 2019, upon review of Magistrate

Judge Carlson's Report and Recommendation ("R&R") (Doc. 100) for clear error or manifest injustice, IT IS HEREBY ORDERED THAT:

- 1. The R&R (Doc. 100) is ADOPTED for the reasons discussed therein;
- 2. The Motion of Defendant to Dismiss Plaintiff's Second Amended Complaint as to Ocwen Pursuant to Fed. R. Civ. Pa. 12(b)(6) is **GRANTED**;
- 3. Defendant Ocwen is **DISMISSED** from this action;
- 4. As this case was previously referred to Magistrate Judge Carlson "for the purpose of conducting all pre-trial proceedings and issuing rulings or Reports and Recommendations on all pre-trial motions, in accordance with 28 U.S.C. a§

636(b)" (Doc. 66), this case is **REMANDED** to Magistrate Judge Carlson for further proceedings.

Róbert D. Mariani

United States District Judge